

117TH CONGRESS  
2D SESSION

# H. R. 6789

To amend title 31, United States Code, to require the Chief Operating Officer of each agency to compile a list of unnecessary programs, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 18, 2022

Mr. RICE of South Carolina (for himself and Mr. O'HALLERAN) introduced the following bill; which was referred to the Committee on Oversight and Reform

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## A BILL

To amend title 31, United States Code, to require the Chief Operating Officer of each agency to compile a list of unnecessary programs, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*

2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Identifying and Elimi-

5 nating Wasteful Programs Act”.

1     **SEC. 2. IDENTIFICATION AND ELIMINATION OF UNNECESSARY AGENCY PROGRAMS OR PROGRAM ACTIVITIES.**

4         (a) TRANSPARENCY OF PROGRAMS, PRIORITY GOALS,  
5     AND RESULTS.—Section 1122(a)(3)(D) of title 31, United  
6     States Code, is amended—

7                 (1) by redesignating clauses (vi) and (vii) as  
8     clauses (vii) and (ix), respectively;

9                 (2) by inserting after clause (v) the following:

10                         “(vi) to the extent practicable and  
11     consistent with guidance issued by the Director of the Office of Management and  
12     Budget, information provided in the annual budget justification materials submitted  
13     in conjunction with the budget of  
14     the United States Government submitted  
15     under section 1105(a) in accordance with  
16     section 3(a) of the Federal Funding Accountability and Transparency Act of 2006  
17     (31 U.S.C. 6101 note);”; and

21                 (3) in clause (vii), as so redesignated, by striking “accountability; and” and inserting “accountability, including information included in the list compiled under section 1127(b)(1); and”.

25         (b) IDENTIFICATION OF UNNECESSARY AGENCY  
26     PROGRAMS OR PROGRAM ACTIVITIES.—Chapter 11 of title

1 31, United States Code, is amended by adding at the end  
2 the following:

3 **“§ 1127. Identification of unnecessary agency pro-  
4 grams or program activities**

5 “(a) DEFINITIONS.—In this section:

6 “(1) AGENCY.—The term ‘agency’ has the  
7 meaning given the term in section 1108(a).

8 “(2) PROGRAM.—The term ‘program’ has the  
9 meaning given the term in section 1122(a)(1).

10 “(3) PROGRAM ACTIVITY.—The term ‘program  
11 activity’ has the meaning given the term in section  
12 1115(h).

13 “(b) AGENCY IDENTIFICATION OF UNNECESSARY  
14 PROGRAMS OR PROGRAM ACTIVITIES.—Not later than the  
15 20 days after the date on which the President transmits  
16 the budget of the United States Government under section  
17 1105(a) each year, and based on guidance provided by the  
18 Director of the Office of Management and Budget, the  
19 Chief Operating Officer of each agency shall—

20 “(1) compile a list that identifies any program  
21 or program activity of the agency that—

22 “(A) is unnecessary, defunct, or duplicative  
23 of another program or program activity of the  
24 agency;

1               “(B) another agency could administer  
2 more effectively; or

3               “(C) could operate more effectively if the  
4 program or activity were consolidated with  
5 other programs or activities;

6               “(2) publish the list compiled under paragraph  
7 (1) in—

8               “(A) with respect to each list compiled be-  
9 fore the date of the implementation described in  
10 section 9601(b)(3) of title XCVI of the William  
11 M. (Mac) Thornberry National Defense Author-  
12 ization Act for Fiscal Year 2021 (31 U.S.C.  
13 1122 note) of the program inventory described  
14 in section 1122(a)(2)(B)(i) of this title, the  
15 pilot program described in section  
16 9601(b)(2)(B) of title XCVI of that Act; and

17               “(B) with respect to each successive list,  
18 the program inventory described in section  
19 1122(a)(2)(B)(i); and

20               “(3) submit the list compiled under paragraph  
21 (1) to—

22               “(A) the relevant congressional committees  
23 of jurisdiction of the agency;

24               “(B) the Committee on Appropriations of  
25 the Senate;

1               “(C) the Committee on Homeland Security  
2               and Governmental Affairs of the Senate;

3               “(D) the Committee on Appropriations of  
4               the House of Representatives; and

5               “(E) the Committee on Oversight and Re-  
6               form of the House of Representatives.

7               “(c) RECOMMENDATIONS.—Based on guidance issued  
8               by the Director of the Office of Management and Budget,  
9               the head of an agency may submit to Congress rec-  
10              ommendations for statutory changes to eliminate or con-  
11              solidate programs or program activities identified under  
12              subsection (b)(1).”.

13              (c) CLERICAL AMENDMENT.—The table of sections  
14              for chapter 11 of title 31, United States Code, is amended  
15              by adding at the end the following:

“1127. Identification of unnecessary agency programs or program activities.”.

16              (d) EFFECTIVE DATE.—The amendments made by  
17              this section shall take effect on the date that is 120 days  
18              after the date of enactment of this Act.

